

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
I.A. No. 96 of 2018

Date	Order with signature of Judge
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1. For order on Nazir report dated 01.10.2019
2. For hearing of CMA No. 597/2020
3. For hearing of CMA No. 598/2020
4. For hearing of CMA No. 599/2020
5. For hearing of main case.
6. For hearing CMA No. 1042/2018

07.10.2020

Ejaz Alam, attorney of the appellants is present.  
Mr. Naveed Ali advocate for the respondent No. 1  
Mr. Shehriyar Mehar, AAG  
Mr. Muhammad Zuhaib Hashmi, Branch Manager, Habib  
Metropolitan Bank.

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On 22.09.2020 Mr. Naveed Ali learned counsel for the respondent No. 1 had raised no objection for the withdrawal of the appeal but requested that bank guarantee may be encashed so that amount may be released to the respondent No. 1. Attorney of the appellants had stated on the last date that he will bring the pay order in the sum of Rs. 600,000/- in the name of respondent No. 1, thereafter, the bank guarantee may be released to the appellants. Today the learned counsel for the respondent No. 1 submits that the respondent No. 1 could not appear due to some illness. However, the attorney of the appellants has brought pay order No. 130772668 dated 06.10.2020 drawn on Habib Metropolitan Bank amounting to Rs. 600,000/- in the name of respondent No. 1. At the joint request of both the learned counsel, the original pay order has been handed to the Nazir of this court against receipt with

further directions that the original pay order may be handed over to the respondent No.1 after proper verification and identification and, thereafter, the bank guarantee mentioned in the Nazir's report dated 01.10.2019 furnished by authorized officer of Habib Metropolitan Bank, Hydery Branch in compliance of the order dated 10.07.2019 may be released. In view of the above CMA No.597/2020 filed by the appellants for withdrawal of this appeal is allowed in the above terms and appeal is disposed of accordingly. However, CMA No.599/2020 is also pending for the refund of court's fee on which appellants' attorney requests for time to satisfy this court. This application is adjourned to a date in office.

JUDGE

JUDGE

Aadil Arab

